

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FEB 10 2006

FILED
CLERK'S OFFICE

A CERTIFIED TRUE COPY

FEB 28 2006

DOCKET NO. 875

C 05-4945 MS

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

ATTEST
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

PRODUCTS LIABILITY LITIGATION (NO. VI) FILED

(SEE ATTACHED SCHEDULE)

MAR 10 2006

CONDITIONAL TRANSFER ORDER (CTO-258)

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
DISTRICT OF CALIFORNIA

On July 29, 1991, the Panel transferred 21,937 civil actions to the United States District Court for the Eastern District of Pennsylvania for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 80,313 additional actions have been transferred to the Eastern District of Pennsylvania. With the consent of that court, all such actions have been assigned to the Honorable James T. Giles.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Pennsylvania and assigned to Judge Giles.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Pennsylvania for the reasons stated in the order of July 29, 1991, 771 F.Supp. 415 (J.P.M.L. 1991), and, with the consent of that court, assigned to the Honorable James T. Giles.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Pennsylvania. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Michael J. Beck

Michael J. Beck
Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

FEB 28 2006

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

A TRUE COPY CERTIFIED TO FROM THE RECORD

DATED: 3-3-06

ATTEST: Tom Dempsey

DEPUTY CLERK, UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

SCHEDULE CTO-258 - TAG-ALONG ACTIONS
DOCKET NO. 875
IN RE ASBESTOS PRODUCTS LIABILITY LITIGATION (NO. VI)

DIST. DIV. C.A. #CASE CAPTION**CALIFORNIA NORTHERN**

CAN 3 05-4945	Fred Alexander, Jr., et al. v. Lockheed Martin Corp., et al.
CAN 3 05-4946	Judy Oxford, et al. v. General Electric Co., et al.
CAN 3 05-4947	Milton Bartholomew v. General Electric Co., et al.
CAN 3 05-4998	Albert Rice v. General Electric Co.
CAN 4 05-5235	Philip Calderon v. General Electric Co.

FLORIDA SOUTHERN

FLS 1 05-22983	Larry McWhorter, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22984	Janice Cohen, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22985	Leolande Brooks, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22986	Mary F. Pearson, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22987	Paul Fuhr, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22988	Mary Townsend, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22989	Marcia Vicario, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22990	Charlotte Eoff, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22991	Leslie Harris, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22992	Cliff Trone, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22993	George Arbagy, et al. v. Pneumo Abex, LLC, et al.
FLS 1 05-22995	Homer Boyd, et al. v. Pneumo Abex, LLC, et al.
FLS 1 05-22996	Sylvia Kraft, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22997	Yvonna Violet, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22998	Leila Hopkins, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-22999	Adam Davis, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23000	James Fulks, et al. v. Pneumo Abex, LLC, et al.
FLS 1 05-23001	Emily Gilyard, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23002	Pauline Townsend, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23003	Paul D'Eliseo, et al. v. Pneumo Abex, LLC, et al.
FLS 1 05-23004	William Friday, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23005	Connie S. Clarkston, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23006	Frances Sobov, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23007	Barbara Bruhn, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23008	Julietta Slater, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23009	Florence Paskell v. Pneumo Abex, LLC, et al.
FLS 1 05-23010	Gary McLean, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23011	Phyllis Lustgarten, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23012	Elsie Miklos, etc. v. Pneumo Abex, LLC, et al.
FLS 1 05-23013	Patricia Fultz, etc. v. Bennett Auto Supply, et al.

ILLINOIS SOUTHERN

ILS 3 05-551	Kim Thorp v. Illinois Central Railroad Opposed 2/28/06
ILS 3 05-666	Dennis Montague v. Illinois Central Railroad Opposed 2/28/06
ILS 3 05-677	Brian Ritchie v. Illinois Central Railroad Opposed 2/28/06
ILS 3 05-686	Karl E. Drake v. Illinois Central Railroad Opposed 2/28/06

SCHEDULE CTO-258 - TAG-ALONG ACTIONS - MDL-875

Page 2 of 2

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
NORTH CAROLINA EASTERN	
NCE 2 05-48	Anthony I. Selby, et al. v. Albany International Corp., et al.
NCE 2 05-53	Thomas N. Alexander, Sr., et al. v. Albany International Corp., et al.
NCE 4 05-157	Robert R. Equils, Sr., et al. v. Albany International Corp., et al.
NCE 4 05-158	Charles Douglas Brown, et al. v. Albany International Corp., et al.
NCE 4 05-165	Gennis E. Brickhouse, Sr. v. Aqua-Chem, Inc., et al.
NCE 7 05-200	Minnie O. Williams, etc. v. Airco, Inc., et al.
NORTH CAROLINA WESTERN	
NCW 1 05-360	John A. Tibbs, et al. v. Airco, Inc., et al.
NCW 1 05-364	Bobby A. Shaver v. Airco, Inc., et al.
NCW 1 05-368	David Lynn McLean, et al. v. Aqua-Chem, Inc., et al.
NCW 1 05-372	Gerald A. Bostic, et al. v. Aqua-Chem, Inc., et al.
NEW JERSEY	
NJ 2 05-3760	Peter Konopatski, Jr., et al. v. AGCO Corp., et al.
NEW YORK EASTERN	
NYE 1 05-5815	Margaret Helen Lewallen, et al. v. A.W. Chesterton Co., et al.
SOUTH CAROLINA	
SC 0 06-65	Joe Henry Garris, et al. v. Aqua-Chem, Inc., et al.
SC 0 06-73	Frank Ervin Smith, et al. v. Aqua-Chem, Inc., et al.
SC 2 05-2132	Charles F. Spence, Jr., et al. v. Owens-Illinois, Inc., et al.
SC 2 06-7	Lewis Brown, et al. v. Aqua-Chem, Inc., et al.
SC 2 06-11	Carl Franklin Cantrell, et al. v. Aqua-Chem, Inc., et al.
SC 2 06-77	Billy A. Johnson, et al. v. Aventis CropScience USA, Inc., et al.
SC 7 06-59	Buddy Wayne Price, et al. v. Aqua-Chem, Inc., et al.
SC 7 06-63	Cleve K. Hambright, et al. v. Aqua-Chem, Inc., et al.
SC 7 06-64	Winfred Jolley v. Aqua-Chem, Inc., et al.
SC 7 06-66	Ricky H. Ruppe, et al. v. Aqua-Chem, Inc., et al.
SC 8 06-78	Stanley L. Aultman, et al. v. Aqua-Chem, Inc., et al.
SC 8 06-79	William T. Harvell, et al. v. Aqua-Chem, Inc., et al.
SC 8 06-114	Robert David Acker v. Aqua-Chem, Inc., et al.
SC 8 06-115	James Mark Osborne, Jr. v. Aqua-Chem, Inc., et al.
TEXAS EASTERN	
TXE 1 05-874	Coleman Brown Pennington v. Kimberly-Clark Corp., et al.
TXE 1 05-879	Claude Chester Brannon v. Kimberly-Clark Corp., et al.
TXE 1 05-880	Irby Walter Patterson v. Kimberly-Clark Corp., et al.
TXE 1 05-881	Charles Donald Parker v. Kimberly-Clark Corp., et al.
TXE 1 05-883	Daryl Delane Burgess v. Kimberly-Clark Corp., et al.
TXE 1 05-884	Earl Leedue Duckett v. Kimberly-Clark Corp., et al.
WASHINGTON WESTERN	
WAW 2 05-1974	Lydia James, etc. v. General Electric Co., et al.
WAW 2 05-2144	Priscilla Alix, etc. v. Saberhagen Holdings, Inc., et al. Opposed 2/27/06
WAW 2 05-2145	Lewis A. Seymour v. Saberhagen Holdings, Inc., et al. Opposed 2/27/06

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA
US COURTHOUSE
601 MARKET STREET
PHILADELPHIA, PA 19106-1797

MICHAEL E. KUNZ
CLERK OF COURT

March 3, 2006

RECEIVED

CLERK'S OFFICE
ROOM 2609
TELEPHONE
(215) 597-7704

Richard W. Wieking, Clerk
U.S. District Court for the
Northern District of California
450 Golden Gate Avenue
P.O. BOX 36060
San Francisco, CA 94102-3489

MAR 10 2006

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: ASBESTOS PRODUCTS LIABILITY LITIGATION
MDL 875 Transfer Order; CTO 258

C 05-4945 MJS

Dear Clerk:

The enclosed Conditional Transfer Order is being sent to you regarding the involved action listed above. This case has been properly identified as multi district litigation asbestos cases. However, pursuant to the opinion and order of 7/29/91, 771 F.Supp. 415, our court is not accepting the original records and/or docket responsibility on the involved 93,000 actions.

**PLEASE DO NOT FORWARD A CERTIFIED DOCKET OR
A CERTIFIED COPY OF THE TRANSFER ORDER TO THIS DISTRICT.**

Please continue to process the litigation in your court, per the opinion, pretrial and administrative orders. If you have any questions please contact me at (267) 299-7018.

Sincerely,

MICHAEL E. KUNZ
Clerk of Court

Tom Dempsey

Tom Dempsey
MDL Docketing Clerk

Enclosure